

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

No. \_\_\_\_\_

UNITED STATES OF AMERICA,	)	
	)	
Petitioner,	)	
	)	
v.	)	CERTIFICATION OF A
	)	SEXUALLY DANGEROUS PERSON
JOHNNY LEE WILLIAMS,	)	
Register Number 70969-079,	)	
	)	
Respondent.	)	

The United States of America, by and through the United States Attorney for the Eastern District of North Carolina, hereby submits the attached Certification of a Sexually Dangerous Person pursuant to Title 18 U.S.C. § 4248(a).

Respectfully submitted this 20th day of October, 2011.

THOMAS G. WALKER  
United States Attorney

BY: /s/ Matthew L. Fesak  
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N.C. Bar # 35276  
Attorney for Petitioner

CERTIFICATE OF SERVICE

This is to certify that I have this 20th day of October, 2011, served a copy of the foregoing upon the Respondent in this action by placing the documents in an envelope marked as stated below, and placing the envelope in the U.S. mail for delivery to:

Johnny Lee Williams  
Reg. No. 70969-079  
FCI Butner  
P.O. Box 1000  
Butner, NC 27509

and on the same day served a copy of the foregoing by placing a copy in the U.S. Mail, addressed as follows:

Office of the Federal Public Defender  
150 Fayetteville Street Mall  
Suite 450  
Raleigh, North Carolina 27601

/s/ Matthew L. Fesak  
MATTHEW L. FESAK  
Assistant United States Attorney  
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N.C. Bar # 35276  
Attorney for Petitioner

**CERTIFICATION OF A SEXUALLY DANGEROUS PERSON**

(1) I, Ivonne E. Bazerman, am Chairperson of the Federal Bureau of Prisons (Bureau) Certification Review Panel, Washington, D.C. Pursuant to 28 C.F.R. § 0.97, the Director of the Bureau has delegated to me the authority to certify persons in Bureau custody as sexually dangerous, as authorized by 18 U.S.C. § 4248.

(2) Bureau records reflect the following: Inmate Johnny Lee Williams, Register Number 70969-079, is in Bureau custody at the Federal Correctional Institution, Butner, North Carolina, in service of a 210-month term of imprisonment and a five-year term of supervised release, following his conviction for Felon in Possession of a Firearm, in violation of 18 U.S.C. § 922(g)(1); and a concurrent 120-month term of imprisonment and three-year term of supervised release, following his conviction for Receiving and Possessing an Unregistered Firearm, in violation of 26 U.S.C. § 5861(d) (S.D. Tex.) (Case No. 4:96CR00002-001). His projected release date is November 1, 2011.

(3) Based on a review of his Bureau records, I certify he is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5), and sexually dangerous to others as defined by 18 U.S.C. § 4247(a)(6). My certification is based on information found in Bureau records which includes, but is not limited to, the following:

(a) He previously engaged or attempted to engage in sexually violent conduct or child molestation as evidenced by his prior convictions for: Sexual Assault, in the 180<sup>th</sup> District Court of Harris County, Texas (Case No. 540043), for providing hard liquor to a 17-year-old male victim until the victim passed out and then anally sodomizing the victim; Assault, in the 176<sup>th</sup> District Court of Harris County, Texas (Case No. 518575), for forcing the 19-year-old male victim to consume hard liquor, inflicting martial arts blows to the victim's face, chest, and stomach to prevent him from leaving, forcibly removing the victim's clothing, and anally sodomizing the victim; Contributing to the Delinquency of a Minor, in the County Criminal Court at Law No. 6 of Harris County, Texas (Case No. 962121), for providing alcohol to a 15-year-old male victim, volunteering to give the victim a massage when he complained of a sore arm, pulling down the victim's underwear, and massaging his upper thighs and buttocks until he was discovered by police; Indecency With a Child, in the 49<sup>th</sup> District Court, Webb County, Texas (Case No. 16719), for exposing his genitals to a male victim under seventeen years of age; Sexual Abuse of a Child, in the 185<sup>th</sup> District Court, Harris County, Texas (Case No. 247649), for anally sodomizing a male victim under the age

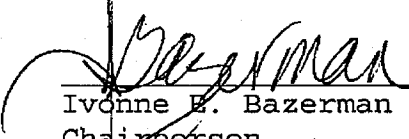
of seventeen; three charges of Enticing a Minor Under the Age of Fourteen and one charge of Exposing Genitals to a Child Under the Age of Sixteen, in the 183<sup>rd</sup> District Court, Harris County Texas (Case Nos. 208416, 208417, 208418, 208419), for luring two male victims into a vacant home, forcing them to remove their clothing at gunpoint, attempting to sodomize them, and exposing himself, and, on another occasion, luring another male victim into a garage and attempting to sodomize him; and Indecent Exposure, in the 183<sup>rd</sup> District Court, Harris County, Texas (Case No. 169188), for conduct that involved luring an 11-year-old male victim into a back room of a store, telling the victim to remove his clothing and lay on his stomach, anally sodomizing the victim, and threatening to kill the victim if he reported the incident;

(b) A psychological review and assessment indicated Axis I diagnoses of Paraphilia Not Otherwise Specified and Exhibitionism; an Axis II diagnosis of Antisocial Personality Disorder; and a provisional Axis II diagnosis of Borderline Intellectual Functioning;

(c) A review and assessment of him using an actuarial risk assessment instrument (Static-99R) was conducted. This result, in addition to his prior offense conduct, and a history of revocation or failure to meet the stipulations

of conditional release, indicate he will have serious difficulty refraining from sexually violent conduct or child molestation if released.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

  
Ivonne E. Bazerman  
Chairperson  
Certification Review Panel  
Federal Bureau of Prisons

8/26/2011  
Date

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FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

No. \_\_\_\_\_

UNITED STATES OF AMERICA,	)	
	)	
Petitioner,	)	
	)	
v.	)	ORDER
	)	
JOHNNY LEE WILLIAMS,	)	
Register Number 70969-079,	)	
	)	
Respondent.	)	

At the request of the Director of the Bureau of Prisons, the government has filed a Certification of a Sexually Dangerous Person pursuant to 18 U.S.C. § 4248, in order for this Court to hold a hearing to determine whether the Respondent is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5).

Respondent, having demonstrated eligibility for appointment of counsel at government expense, the Federal Public Defender IS DIRECTED to provide representation in this action.

The Court further determines that the Respondent is unable to pay the fees of any witness, and pursuant to Federal Rule of Criminal Procedure 17(b) the Clerk shall issue a subpoena for any witness necessary to present an adequate defense to the pending charge or charges.

The Court further ORDERS that the United States Marshal shall serve any subpoenas presented to him in this case by the office of the Federal Public Defender, and shall pay the

appropriate fees and expenses to witnesses so subpoenaed.

Pursuant to 18 U.S.C. section 4247(b), the Court ORDERS the appointment of a mental health examiner of the Respondent's choosing. Pursuant to this section, if the Respondent wishes to request an additional examiner, he shall request such by separate motion to this court.

Any and all future forensic reports, and other such psychological and psychiatric reports or documents relevant to this case, whether such reports are produced by the Federal Bureau of Prisons, independent examiners appointed by order of this Court, or other mental health professionals, shall be filed with this Court under seal, without need of further motion to seal, by either party. Further the Clerk is DIRECTED to permanently seal these reports in accordance with Local Civil Rule 79.2(b), E.D.N.C.

The Court hereby notifies the parties that in light of the provisions of the August 04, 2010 Standing Order, the parties will not be required to conduct an initial scheduling conference pursuant to Fed. R. Civ. P. 26(f).

This \_\_\_\_ day of \_\_\_\_\_, 2011.

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United States District Judge